

LYNDON CITY COUNCIL
REGULAR MEETING MINUTES OF
November 5, 2018

The Lyndon City Council met in regular session on Monday, November 5, 2018, 7:00 p.m., at City Hall.

1. CALL TO ORDER: Mayor Morrison called the meeting to order.

- a) ROLL CALL: City Clerk called roll of the City Council. Mayor Morrison and members Bill Patterson, Katie Shepard, Darin Schmitt and Kevin Heit present. Jesse Lyons absent with notification.

City Staff present: Pat Walsh, City Attorney; Julie Stutzman, City Clerk; Scott Culley; Public Works; Darrel Manning, Chief of Police; and Officer David Forkenbrock.

Others Present: Wayne Rathbun, Brandon Spencer and Steven Smith with Ottawa Sanitation; Ammon Taylor with Waste Management; Tammy Schlingmann, Osage Herald Chronicle; and Gene Hirt.

2. APPROVAL OF MINUTES OF PREVIOUS MEETING:

- a) Shepard made the motion to approve the regular meeting minutes of October 15, 2018 as amended. Patterson seconded, motion carried.

3. CONSENT AGENDA:

- a) Approval of Bills: Patterson made the motion to approve the bills as set forth. Heit seconded, motion carried.

4. PUBLIC COMMENTS: Mr. Hirt spoke with Council regarding a sewer issue at 9th and Cedar and about his conversation of sewer leakage with KDHE.

5. CORRESPONDENCE TO COUNCIL:

- Public Wholesale Water Supply District #12 meeting minutes of October 17, 2018.
- Notice from Public Wholesale Water Supply District #12 instituting a \$.50 increase effective January 1, 2019.

6. UNFINISHED BUSINESS:

- a) TRASH RFP RESULTS: The City Clerk stated the City received two proposals for trash service from Ottawa Sanitation and Waste Management and that both were received before the November 1, 2:00 p.m. deadline. Representatives from both companies were given five minutes to speak with Council regarding their service proposals.

Waste Management

Term	Year 1	Year 2	Year 3	Year 4	Year 5
3-Year, No Increase	\$14.10	\$14.10	\$14.10		
3-Year, With Increase	\$13.10	\$13.49	\$13.90		

5-Year, No Increase	\$14.25	\$14.25	\$14.25	\$14.25	\$14.25
5-Year, With Increase	\$12.72	\$13.10	\$13.49	\$13.90	\$14.32

Ottawa Sanitation

Term	Year 1	Year 2	Year 3
3-Year Contract	*\$12.50	\$12.50	\$12.50

* Mr. Rathbun stated the rate of \$12.50 would not be until 2020 and would keep the current rate of \$11.61 the City pays for 2019 (Year 1) term.

The Council tabled the matter to the next meeting to allow more time to review the proposals and contracts.

7. NEW BUSINESS:

- a) **RESIGNATION OF PLANNING AND ZONING MEMBER:** The Mayor stated the City had received a resignation letter from Dennis Smith resigning his position on Planning and Zoning Commission. Patterson made the motion to accept Mr. Smith's resignation. Schmitt seconded, motion carried.
- b) **RESIGNATION OF COUNCIL MEMBER:** The City received the resignation of council member Jesse Lyons. Shepard made the motion to accept Lyons' resignation. Heit seconded, motion carried.
- c) **APPOINTMENT OF COUNCIL MEMBER:** The City received a letter of interest for the vacant Council seat from Doug Harty. The Mayor stated he would potentially make the appointment at the next meeting and tabled the matter.
- d) **WATER RATE INCREASE:** Council received a letter from Public Wholesale Water Supply District #12 in regards to another \$.50 increase per thousand that will take effect January 1, 2019. Patterson asked about the discontinuation of credits. The City Clerk stated there is a contract minimum of 2,500,000 gallons per month and if the use is under that amount, then unused water credit is used for any overages in other months. Due to the proposed rate increase, information will also be sent to KRWA for a water rate analysis.
- e) **RESOLUTION NO. 18-02 - ANNUAL TRANSFER OF FUNDS FROM SPECIAL HIGHWAY TO SPECIAL MACHINERY:** The City Clerk stated that every year the City budgets to transfer 25% of the revenue collected for the Special Highway Fund and transfer it to Special Machinery to purchase equipment. Schmitt made the motion to approve and authorize the Mayor to sign Resolution No. 18-02 allowing the transfer of funds in the amount of \$6,800. Shepard seconded, motion carried.

8. STAFF REPORTS:

- a) **POLICE:** Council received a copy of the Officer's Activity Report for review.
- b) **PLANNING AND ZONING:** Next meeting is Wednesday, November 7 at 6:30 p.m. at City Hall.

- c) PUBLIC WORKS: Council received a copy of the Maintenance Activity Report for review.
- d) CITY CLERK: Auditor John Welch was in on Friday and Monday to start work on the 2018 Audit. Anticipated presentation of the audit at the February 18, 2019 meeting.

The City was awarded tax credits in the amount of \$2,493.00 for the Bailey House project.

Due to water rate increase from PWWSD#12, has also asked KRWA to perform a water rate analysis.

Performance Bond bank account was closed and balance of the account in the amount of \$2,033.32 transferred to the General Fund. The City Clerk stated in the past these funds were for insurance proceeds held after a fire, have since been paid out, however, were paid out of the General fund instead of the account, and corrected by this transfer.

The completed Aldie Christesen Trail sign was available for Council to review before maintenance installed it on the trail.

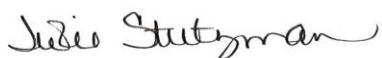
9. COUNCIL/MAYOR COMMENTS AND REPORTS:

Patterson stated it has been a while since the Council has received a report from the Zoning Administrator and asked about some of the new structures going up in town. The City Clerk stated that the structures in question do have approved building permits and was then directed by Council to provide copies of the building permits at each meeting.

10. EXECUTIVE SESSION: At 7:51 p.m. Patterson made the motion to recess to executive session for 10 minutes for Attorney-Client Privilege with the City Attorney. Shepard seconded, motion carried. Council reconvened at 8:01 p.m. with no binding action taken.

At 8:03 p.m. Schmitt made the motion to recess to executive session for 10 minutes for Non-Elected Personnel with the City Attorney. Patterson seconded, motion carried. Council reconvened at 8:13 p.m. with no binding action taken.

11. ADDITION TO POLICE REPORT: Officer Forkenbrock gave an update on the Child Safety Seat program and briefly discussed that with Council. He stated he worked with Jennifer Wolzen, the other technician, called KTSRO, and they were able to obtain five of each different kind of safety seats and will be able to better service Osage County.
12. ADJOURNMENT: Patterson made the motion to adjourn to Monday, November 19, 2018, at 7:00 p.m. for regular meeting. Shepard seconded, motion carried.



City Clerk